

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

NEW CENTURY MORTGAGE CORP.,)
)
Plaintiff,)
)
)
)
v.)
)
GREAT NORTHERN INSURANCE)
COMPANY, FEDERAL INSURANCE)
COMPANY, and PAUL BERNSTEIN)
)
Defendants.)

Case No.: 05C2370

Judge Goar

Formerly Case No. 05CH05371
Circuit Court of Cook County
Chancery Division

FILED
J.N.
SEP 29 2005
MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

NOTICE OF FILING

To: SEE SERVICE LIST ATTACHED HERETO

PLEASE TAKE NOTICE that on the 29th day of September 2005 there was filed with the Clerk of the United States District Court for the Northern District of Illinois the following documents

1. Defendants' Motion for Summary Judgment;
2. Memorandum of Law In Support Of Defendants' Motion For Summary Judgment;
3. Defendants' Rule 56.1(a)(3) Statement of Undisputed Material Facts;
4. Affidavit of Daniel J. Cunningham In Support of Defendants' Motion for Summary Judgment (attaching Exhibits 1 through 12)

Copies of the above-referenced document are attached hereto.

Dated: September 29, 2005


GREAT NORTHERN INSURANCE COMPANY
FEDERAL INSURANCE COMPANYBy: 

One of their Attorneys

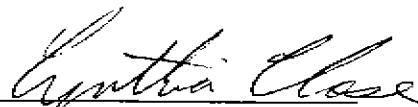
Daniel J. Cunningham
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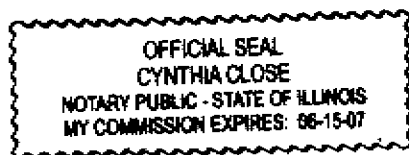
PROOF OF SERVICE

The undersigned, being first duly sworn on oath, deposes and says that today he served the foregoing Notice of Filing and the documents referred to therein by mailing via FedEx copies to the above named attorneys. A courtesy copy was also hand delivered on this day to plaintiff's Chicago counsel, Samuel S. Cohen, of Wildman, Harrold, Allen & Dixon, LLP.



SUBSCRIBED AND SWORN to before
Me this 29th day of September 2005.


Notary Public



KK2/tdw/#269137

2246-42

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NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

NEW CENTURY MORTGAGE CORP.,)
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Plaintiff,)
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GREAT NORTHERN INSURANCE)
COMPANY, FEDERAL INSURANCE)
COMPANY)
)
Defendants.)
_____)

Case No.: 05C2370

Judge Coar

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2246-42-75-681

**UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

NEW CENTURY MORTGAGE
CORP.,

Plaintiff,

v.

GREAT NORTHERN INSURANCE
COMPANY, FEDERAL INSURANCE
COMPANY,

Defendants.

Case No.: 05 C 2370

Judge: Coar

FILED
SEP 29 2005
MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

RECEIVED-ED7
05 SEP 29 AM 8:28
CLERK
U.S. DISTRICT COURT

DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

NOW COME Defendants GREAT NORTHERN INSURANCE COMPANY ("Great Northern"), and FEDERAL INSURANCE COMPANY ("Federal"), by and through their attorneys, and pursuant to Federal Rule of Civil Procedure 56, move this Honorable Court for Summary Judgment. In support thereof Great Northern and Federal have filed herewith a Memorandum In Support of Their Motion For Summary Judgment, a Rule 56.1 Statement of Undisputed Facts, and the Affidavit of Daniel J. Cunningham.

WHEREFORE, Great Northern and Federal respectfully requests that this court enter an order granting judgment in Great Northern's and Federal's favor and against NCMC judging and declaring that Great Northern and Federal owe no indemnity obligation with respect to the settlement stemming from the Bernstein suit, and for such other relief as this court deems just and proper, including an award of costs.

GREAT NORTHERN INSURANCE COMPANY and
FEDERAL INSURANCE COMPANY

By: 

One of Their Attorneys

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